

1 JASON M. FRIERSON
2 United States Attorney
3 District of Nevada
4 Nevada Bar No. 7709

5 PATRICK ROSE
6 Assistant United States Attorney
7 Nevada Bar No. 5109
501 Las Vegas Blvd. So., Suite 1100
Las Vegas, Nevada 89101
(702) 388-6336
Patrick.Rose@usdoj.gov
Attorneys for the United States

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 JAMES LEONARD WATERS, JR.,

11 Plaintiff,

12 v.

13 THE UNITED STATES OF AMERICA,

14 Defendant.

Case No. 2:21-cv-01719-CDS-EJY

**Stipulation and Order to
Reschedule Settlement Conference
(First Request)**

16 Pursuant to LR IA 6-1 and LR 7-1, the parties respectfully request that the Court
17 reschedule the April 13, 2023, settlement conference and related deadlines that are
18 established in the Court's Order (ECF No. 34). This is the first request to reschedule the
19 settlement conference, and the grounds for the request are set forth below.

20 Undersigned defense counsel has a trial (in Sonalolita Wilson v. United States of
21 America, et.al., Case No. 2:18-cv-01241-JCM-NJK) scheduled to commence April 10,
22 2023; it is estimated to last approximately two weeks: Following the trial, defense counsel
23 will need several weeks for preparations for a settlement conference in the instant Waters
24 case, among other duties to fulfill. The U.S. Attorney's Office remains very busy, with two
25 vacancies for civil defense attorneys.

26 Under the circumstances, and taking into account the calendars of counsel, who
27 have travel plans during portions of June and July, 2023, the parties propose the following

1 potential settlement conference dates for the Court's consideration: June 12–16, 2023; and
2 July 26–28, 2023.

3 Accordingly, parties respectfully request that the Court reschedule the settlement
4 conference to one of the dates listed above.

5 Respectfully submitted this 3rd day of April, 2023.

6 LAIRD LAW PLLC

7
8 /s/ *Danial Laird*
9 DANIAL LAIRD, ESQ.
10 Nevada Bar No. 11831
11 The Riley Building
12 4175 S. Riley Street, Suite 102
13 Las Vegas, NV 89147
14 *Attorney for Plaintiff*

JASON M. FRIERSON
United States Attorney

/s/ *Patrick A. Rose*
PATRICK ROSE
Assistant United States Attorney
Attorneys for the United States

11 IT IS SO ORDERED.
12

13 IT IS FURTHER ORDERED that the settlement
14 conference in this matter is continued to May 24,
15 2023, at 9:00 a.m. All parties must report to
16 the chambers of the undersigned at 9:00
17 a.m.

18 IT IS FURTHER ORDERED that confidential
19 settlement statements must be delivered
20 electronically to Emily Santiago at
21 Emily_Santiago@nvd.uscourts.gov on May 17,
22 2023, by 3:00 p.m. Except as stated herein all
23 other terms of the Order (ECF No. 34) remain in
24 effect.

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27 UNITED STATES MAGISTRATE JUDGE
28 DATED: April 4, 2023